



Express Mail No.: EV 272195240 US
Attorney Docket: Schakel-NonProv

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

In Re the Application of: Karl W. Schakel
Serial Number: 10/612,321
Filed: July 1, 2003
For: Health Enhancement System

**STATEMENT ESTABLISHING SMALL ENTITY STATUS
(INDEPENDENT INVENTOR)**

I, Karl G. Schakel as Personal Representative of the Estate of Karl Walter Schakel, Deceased, who is the inventor of the invention described in the specification filed herewith with title as listed above, hereby declare that Karl Walter Schakel qualifies as a small entity as defined in 37 C.F.R. § 1.27(a)(1) for purposes of paying reduced fees to the Patent and Trademark Office.

The Estate of Karl Walter Schakel has not assigned, granted, conveyed or licensed and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as a small entity under 37 C.F.R. § 1.27(a)(1) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. § 1.27(a)(2) or a nonprofit organization under 37 C.F.R. § 1.27(a)(3).

Each person, concern or organization which has been assigned, granted, conveyed, or licensed or for which an obligation exists under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

None.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, any fee due after the date on which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this statement is directed.

Dated this 24 day of July, 2003.

A handwritten signature in black ink, appearing to read 'K. Schakel', written over a horizontal line.

Karl G. Schakel
Personal Representative of the Estate of Karl Walter
Schakel, Deceased



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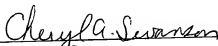
CERTIFICATE OF EXPRESS MAILING

I, Cheryl A. Swanson, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.

2. I have this day deposited the attached Statement Establishing Small Entity Status (Independent Inventor) with the United States Postal Service as "Express Mail" for mailing to Mail Stop Office of Initial Examination, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated this 18 day of September, 2003.


Cheryl A. Swanson